

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

IN RE TRICOR DIRECT PURCHASER  
ANTITRUST LITIGATION

C.A. No. 05-340 (KAJ)  
(Consolidated)

THIS DOCUMENT RELATES TO:

## ALL ACTIONS

IN RE TRICOR INDIRECT PURCHASER  
ANTITRUST LITIGATION

C.A. No. 05-360 (KAJ)  
(Consolidated)

THIS DOCUMENT RELATES TO:

## ALL ACTIONS

**NOTICE OF TAKING THE VIDEO-TAPED DEPOSITION OF  
LINDA GUSTAVSON**

PLEASE TAKE NOTICE that, pursuant to the Federal Rules of Civil Procedure, Plaintiffs in the above-referenced action will take the video-taped deposition upon oral examination of Linda Gustavson. This deposition will occur as follows:

<u>Date</u>	<u>Time</u>	<u>Place</u>
October 13, 2006	9:30 a.m.	Rosenthal, Monhait & Goddess, P.A. Suite 1401, 919 Market Street Wilmington, Delaware 19899

The testimony of the witness will be video-taped and will be recorded and transcribed by a court reporter. The deposition will continue from day to day until completed. All counsel are invited to attend and cross-examine.

Dated: September 7, 2006

Respectfully submitted,

/s/ Jeffrey S. Goddess

Jeffrey S. Goddess (Del. Bar No. 630)  
Jessica Zeldin (Del. Bar No. 3558)  
Rosenthal, Monhait & Goddess, P.A.  
919 Market Street, Suite 1401  
P.O. Box 1070  
Wilmington, DE 19899-1070  
jgoddess@rmgglaw.com  
jzeldin@rmgglaw.com  
(302) 656-4433

/s/ Elizabeth M. McGeever

Elizabeth M. McGeever (Del. Bar No. 2057)  
Prickett Jones & Elliott, P.A.  
1310 King Street  
P.O. Box 1328  
Wilmington, DE 19899  
**emmccgeever@prickett.com**  
(302) 888-6521  
Counsel for Walgreen Co., Eckerd Corporation,  
The Kroger Co., Maxi Drug, Inc. d/b/a Brooks  
Pharmacy, Albertson's Inc., Safeway, Inc.,  
Hy-Vee, Inc., American Sales Company, Inc.  
CVS Pharmacy, Inc., Rite Aid Corporation and Rite  
Aid Hdqtrs. Corp.

/s/ A. Zachary Naylor

A. Zachary Naylor (Del. Bar No. 4439)  
Chimicles & Tikellis LLP  
One Rodney Square  
P.O. Box 1035  
Wilmington, DE 19899  
**zacharynaylor@chimicles.com**  
(302) 656-2500  
Liaison Counsel for Indirect Purchaser Class

/s/ Jonathan L. Parshall

Jonathan L. Parshall (Del. Bar No. 3247)

Murphy, Spadaro & Landon

1011 Centre Road, Suite 210

Wilmington, DE 19805

jonp@msslaw.com

(302) 472-8100

Attorneys for Pacificare Health Systems, Inc.

### **CERTIFICATE OF SERVICE**

I hereby certify that on September 7, 2006 I electronically filed the foregoing document using CM/ECF, which will send notification of such filing to all registered participants, including:

Josy W. Ingersoll, Esquire  
John W. Shaw, Esquire  
Karen Keller, Esquire  
Young Conaway Stargatt & Taylor  
The Brandywine Building  
1000 West Street, 17th Floor  
P. O. Box 391  
Wilmington, DE 19899-0391

Frederick L. Cottrell, III, Esquire  
Anne Shea Gaza, Esquire  
Richards Layton & Finger  
One Rodney Square  
920 North King Street  
Wilmington, DE 19801

Pamela S. Tikellis, Esquire  
Robert J. Kriner, Jr., Esquire  
A. Zachary Naylor, Esquire  
Chimicles & Tikellis ILP  
One Rodney Square  
P. O. Box 1035  
Wilmington, DE 19899

Elizabeth M. McGeever, Esquire  
Prickett Jones Elliott, P.A.  
1310 King Street  
P. O. Box 1328  
Wilmington, DE 19899

Mary B. Graham, Esquire  
Morris Nichols Arsht & Tunnell  
1201 North Market Street  
P. O. Box 1347  
Wilmington, DE 19899

Mary B. Matterer, Esquire  
Morris James Hitchens & Williams  
222 Delaware Avenue  
10th Floor  
P. O. Box 2306  
Wilmington, DE 19899

Jonathan L. Parshall, Esquire  
Murphy Spadaro & Landon  
1011 Centre Road  
Suite 210  
Wilmington, DE 19801

Michael I. Silverman, Esquire  
Lynn A. Iannone, Esquire  
Silverman & McDonald  
1010 N. Bancroft Parkway #22  
Wilmington, DE 19805

Patrick Francis Morris, Esquire  
Morris & Morris  
1105 North Market Street  
Suite 803  
Wilmington, DE 19801

I hereby certify that on September 7, 2006 I sent by electronic mail the foregoing document to the following non-registered participants:

REPRESENTING DIRECT PURCHASER CLASS  
(C.A. No. 05-340):

Bruce E. Gerstein  
**bgerstein@garwingerstein.com**

Barry S. Taus  
**btaus@garwingerstein.com**

Adam M. Steinfeld  
**asteinfeld@garwingerstein.com**

Rimma Neman  
**rneman@garwingerstein.com**

Daniel Berger  
**danberger@bm.net**

Eric L. Cramer  
**ecramer@bm.net**

Peter Kohn  
**pkohn@bm.net**

Neill W. Clark  
**nclark@bm.net**

Linda P. Nussbaum  
**lnussbaum@cmht.com**

Steig D. Olson  
**solson@cmht.com**

David P. Germaine  
**dgermaine@daarvanek.com**

Joseph Vanek  
**jvanek@daarvanek.com**

Stuart Des Roches  
**stuart@odrlaw.com**

Andrew Kelly  
**akelly@odrlaw.com**

Adelaida Ferchmin  
**aferchmin@odrlaw.com**

David P. Smith  
**dpsmith@psfllp.com**

Russell A. Chorush  
**rchorush@hpcllp.com**

Michael F. Heim  
**mheim@hpcllp.com**

REPRESENTING WALGREEN, ECKERD,  
KROGER, MAXI, CVS, RITE AID  
(C.A. No. 05-340):

Elizabeth M. McGeever  
**emmcgeever@prickett.com**

Scott E. Perwin  
**sperwin@kennynachwalter.com**

Lauren Ravkind  
**lravkind@kennynachwalter.com**

Joseph T. Lukens  
**jlukens@hangle.com**

REPRESENTING PACIFICARE  
(C.A. No. 05-340):

Jonathan L. Parshall  
**jonp@msllaw.com**

William Christopher Carmody  
**bcarmody@susmangodfrey.com**

John Turner  
**jturner@susmangodfrey.com**

Shawn Rabin  
**srabin@susmangodfrey.com**

Justin Nelson  
**jnelson@susmangodfrey.com**

Ken Zylstra  
**kzylstra@sbclasslaw.com**

Lyle Stamps  
**lstamps@sbclasslaw.com**

Steve Connolly  
**sconnolly@sbclasslaw.com**

Casey Murphy  
**cmurphy@sbclasslaw.com**

Mark Sandman  
**mms@rawlingsandassociates.com**

Jeffrey Swann  
**js5@rawlingsandassociates.com**

REPRESENTING IMPAX  
LABORATORIES (C.A. No. 03-120)

Mary Matterer  
**mmatterer@morrisjames.com**

John C. Vetter  
**jvetter@kenyon.com**

Asim Bhansali  
**abhansali@kvn.com**

REPRESENTING INDIRECT PARTY  
PLAINTIFFS (C.A. No. 05-360):

Pamela S. Tikellis  
Thomas M. Sobol  
Patrick E. Cafferty  
Jeffery L. Kodroff

Bernard J. Persky  
Michael Gottsch  
A. Zachary Naylor  
Robert Davis  
Brian Clobes  
Michael Tarringer  
Tim Fraser  
David Nalven  
Greg Matthews  
Christopher McDonald  
Kellie Safar  
Ted Lieberman  
Pat Howard  
**trikor@chimicles.com**

Michael I. Silverman  
mike@silverman-mcdonald.psemail.com

Lynn A. Iannone  
lynn@silverman-mcdonald.psemail.com

Patrick Francis Morris  
**pmorris@morrisandmorrislaw.com**

REPRESENTING TEVA  
PHARMACEUTICALS (C.A. No. 02-1512):

Josy W. Ingersoll  
Bruce M. Gagala  
Karen E. Keller  
Christopher T. Holding  
Ken Cohen  
Elaine Blais  
**trikor@ycst.com**

REPRESENTING ABBOTT (ALL CASES):

Mary B. Graham  
**trikor@mnat.com**

William F. Cavanaugh  
**wfcavanaugh@pbwt.com**

Chad J. Peterman  
**cjpeterman@pbwt.com**

REPRESENTING FOURNIER (ALL CASES):

Frederick L. Cottrell, III  
Anne Shea Gaza  
Steven S. Sunshine  
Matthew P. Hendrickson  
Bradley J. Demuth  
Maggie DiMoscato  
Timothy C. Bickham  
**tricolor@rlf.com**

/s/ Jeffrey S. Goddess

Jeffrey S. Goddess (Del. Bar No. 630)  
Jessica Zeldin (Del. Bar No. 3558)  
Rosenthal, Monhait & Goddess, P.A.  
Suite 1401, 919 Market Street  
P. O. Box 1070  
Wilmington, DE 19899-1070  
(302) 656-4433  
jgoddess@rmgglaw.com  
jzeldin@rmgglaw.com